

MAYOR & COUNCIL AGENDA COVER SHEET

MEETING DATE:

March 20, 2006

CALL TO PODIUM:

James D. Arnoult

RESPONSIBLE STAFF:

James D. Arnoult

AGENDA ITEM:

(please check one)

| | |
|---|------------------------------|
| | Presentation |
| | Proclamation/Certificate |
| | Appointment |
| | Public Hearing |
| | Historic District |
| X | Consent Item |
| | Ordinance |
| | Resolution |
| | Policy Discussion |
| | Work Session Discussion Item |
| | Other: |

PUBLIC HEARING HISTORY:

(Please complete this section if agenda item is a public hearing)

| | |
|-------------------|--|
| Introduced | |
| Advertised | |
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| | |
| Hearing Date | |
| Record Held Open | |
| Policy Discussion | |

TITLE:

Resolution of the Mayor and City Council Authorizing the City Manager to Negotiate and Execute a Contract for the Construction of Stream Bank Armoring in Malcolm King Park (\$28,600)

SUPPORTING BACKGROUND:

The recently completed retrofit of the Brighton Weir storm water management (SWM) structure also included the replacement of culverts at two crossings of Muddy Branch Stream near the facility. The old corrugated metal culverts were replaced with reinforced concrete arch structures.

The new arch structure closest to Westside Drive had to be set at a slight angle to the stream due to the alignment of the stream and the length of the structure. As a result, stream bank armoring was necessary to protect the stream banks from erosion and to prevent the stream from eroding the abutment areas.

The contractor was directed to install about 280 square yards of rip rap at the arch structure while on site for the arch installation with the appropriate heavy equipment. The rip rap is of definite value to the City of Gaithersburg and is needed to protect the stream bank and the arch structure. The fair value for the rip rap is slightly more than \$100 per square yard. The rip rap is beyond the scope of work of the original contract.

Staff recommends that the City Manager be authorized to negotiate and execute a contract for the installation of stream bank armoring in Malcolm King Park in the amount of \$28,600.

There are sufficient funds in the Capital Improvements Program for this work.

DESIRED OUTCOME:

Approve Resolution

Resolution Request Form

REQUEST FORM FOR RESOLUTIONS PERTAINING
TO EXPENDITURES FROM THE CITY BUDGET
(CONTRACTS/PURCHASES, TRANSFER FUNDS)

(Please attach the Mayor and Council Agenda Cover Sheet to this Form. For contracts/purchases, the Cover Sheet MUST include a list of all bidders and bid amounts.)

Requested by: James D. Arnoult Date of City Council Meeting: March 20, 2006

AUTHORIZING

Purchase ☐ Award Contract ☐ Transfer Funds ☐ Negotiate/
Execute a Contract ☒

BID INFORMATION:

Advertisement Date February 9, 2004
Newspaper(s) The Gaithersburg Gazette
Bids Opened/Tabulated (date) March 9, 2004

DESCRIPTION OF ITEM(S):

(Be specific; include quantity, item name, model number, etc.)

Construction of stream bank armoring at an arch structure stream crossing in Malcolm King Park.

CONTRACTED/PURCHASE FROM:

Company Name: Environmental Quality Resources, Inc.
Street Address: 8711 Snouffer School Road
P. O. Box Number
City/State/Zip: Gaithersburg, MD 20879

CONTRACT/PURCHASE AMOUNT: \$28,600

Check One: In the Amount of ☐ Not to Exceed ☒ Estimated Amount ☐

FUNDS TO BE EXPENDED FROM: Operating Budget ☐ Capital Improvements Budget ☒

Account Number: CIP 82-1

(For Finance Department use only; not to be included in the Resolution)

VERIFICATION OF AVAILABILITY OF FUNDS

Available ☒ Not available ☐

Her Belton
Finance Dept.

3/15/06
Date

RESOLUTION NO. _____

RESOLUTION OF THE MAYOR AND CITY COUNCIL AUTHORIZING
THE CITY MANAGER TO NEGOTIATE AND EXECUTE
A CONTRACT FOR THE CONSTRUCTION OF
STREAM BANK ARMORING IN MALCOLM KING PARK

WHEREAS, an invitation to bid on the Brighton Storm Water Management Retrofit was advertised in the February 9, 2004, issue of the *Gaithersburg Gazette*, and sealed bids were opened on March 9, 2004; and

WHEREAS, the City entered into a contract for the construction of the Brighton storm water management facility retrofit and the replacement of two stream crossing structures on a tributary of the Muddy Branch in Malcolm King Park; and

WHEREAS, it was determined that stream bank armoring not included in the original contract was necessary at one of the stream crossing structures; and

WHEREAS, Section 57 of the City Charter provides that the City Council may permit negotiations of contracts without sealed bids for products and services, where in the opinion of the Council, the interests of the City would be best served by negotiated contracts.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of Gaithersburg, that the City Manager be and he hereby is authorized to negotiate and execute a contract for the construction of stream bank armoring in Malcolm King Park with Environmental Quality Resources, L. L. C., 8711 Snouffer School Road, Gaithersburg, Maryland 20879 in the amount of Twenty-Eight Thousand Six Hundred Dollars (\$28,600.00) said funds to be expended from the Capital Improvements Budget.

ADOPTED by the Mayor and City Council this 20th day of March, 2006.

SIDNEY A. KATZ, MAYOR and
President of the Council

THIS IS TO CERTIFY that the foregoing
Resolution was adopted by the City Council
in public meeting assembled on the 20th day
of March, 2006.

David B. Humpton, City Manager